

10/532380

10191/3897

**COMBINED DECLARATION AND
POWER OF ATTORNEY FOR PATENT APPLICATION**

As a below named inventor, I hereby declare that:

My residence, post office address and citizenship are as stated below adjacent to my name.

I believe I am the original, first and sole inventor (if only one name is listed below) or an original, first and joint inventor (if plural names are listed below) of the subject matter which is claimed and for which a patent is sought on the invention entitled
“METHOD FOR SETTING THE OPERATING POINT OF A DRIVE TRAIN”, and the specification of which:

is attached hereto;

was filed as United States Application Serial No. _____ on _____, ____ and was amended by the Preliminary Amendment filed on _____, ____.

was filed as PCT International Application Number PCT/DE03/02516, on the 25th day of July 2003.

an English translation of which is filed herewith.

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment referred to above.

I acknowledge the duty to disclose information which is material to the examination of this application in accordance with Title 37, Code of Federal Regulations, §1.56(a). I hereby claim foreign priority benefits under Title 35, United States Code § 119 of any foreign application(s) for patent or inventor's certificate or of any PCT international applications(s) designating at least one country other than the United States of America listed below and have also identified below any foreign application(s) for patent or inventor's certificate or any PCT international application(s) designating at least one country other than the United States of America filed by me on the same subject matter having a filing date before that of the application(s) of which priority is claimed:



EJ323D18878US

10/532380

**PRIOR FOREIGN/PCT APPLICATION(S)
AND ANY PRIORITY CLAIMS UNDER 35 U.S.C. § 119**

Country : Germany

Application No. : 102 57 285.2

Date of Filing: December 7, 2002

Priority Claimed

Under 35 U.S.C. § 119 : Yes No

I hereby claim the benefit under Title 35, United States Code § 120 of any United States Application or PCT International Application designating the United States of America that is/are listed below and, insofar as the subject matter of each of the claims of this application is not disclosed in that/those prior application(s) in the manner provided by the first paragraph of Title 35, United States Code § 112, I acknowledge the duty to disclose material information as defined in Title 37, Code of Federal Regulations § 1.56(a) which occurred between the filing date of the prior application(s) and the national or PCT international filing date of this application:

**PRIOR U.S. APPLICATIONS OR
PCT INTERNATIONAL APPLICATIONS
DESIGNATING THE U.S. FOR BENEFIT UNDER 35 U.S.C. § 120**

U.S. APPLICATIONS

Number :

Filing Date :

**PCT APPLICATIONS
DESIGNATING THE U.S.**

PCT Number :

PCT Filing Date :

I hereby appoint the following attorney(s) and/or agents to prosecute the above-identified application and transact all business in the Patent and Trademark Office connected therewith.

(List name(s) and registration number(s)):

Rec'd PTO 21 APR 2005

10/532380

Richard L. Mayer,	Reg. No. 22,490
Gerard A. Messina,	Reg. No. 35,952
_____	Reg. No. _____
_____	Reg. No. _____

All correspondence should be sent to:

Richard L. Mayer, Esq.
Kenyon & Kenyon
One Broadway
New York, New York 10004

Customer No. 26646

Telephone No.: (212) 425-7200
Facsimile No.: (212) 425-5288

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment or both under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issuing thereon.

10/532380

Full name of inventor Claus BISCHOFFInventor's signature D. B. Date 04.04.05

Citizenship German

Residence Triebweg 119
70469 Stuttgart DE
Federal Republic of GermanyPost Office Address Same as above

20
101532380

Full name of inventor Marcus SCHULZ

Inventor's signature Marcus SCHULZ Date 04/04/05

Citizenship German

Residence Fasanenstrasse 27
71638 Ludwigsburg
Federal Republic of Germany *DET*

Post Office Address Same as above